

REMARKS

In response to the Office Action dated September 19, 2008, the Assignee respectfully requests reconsideration based on the above amendments and on the following remarks.

Claims 1-20 are pending in this application, with claims 17-20 being newly added.

Objection to the Specification

The Office objects to the as-filed specification for allegedly containing embedded hyperlinks. The Office cites paragraphs [0012], [0017], [0023], [0024], and [0032] as allegedly containing embedded hyperlinks. When the Assignee reviews these paragraphs, however, the Assignee sees no hyperlinks. If the Office could please specify these alleged hyperlinks by page and line number, the Assignee will promptly amend.

Rejection of Claims Under § 102 (b)

The Office rejects claims 1-5 and 15-16 under 35 U.S.C. § 102 (b) as being anticipated by U.S. Patent Application Publication 2002/0180795 to Wright. A claim, however, is anticipated only if each and every element is found in a single prior art reference. *See Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 U.S.P.Q. 2d (BNA) 1051, 1053 (Fed. Cir. 1987). *See also* DEPARTMENT OF COMMERCE, MANUAL OF PATENT EXAMINING PROCEDURE, § 2131 (orig. 8th Edition) (hereinafter “M.P.E.P.”).

Claims 1-5 and 15-16, though, are not anticipated by *Wright*. These claims recite, or incorporate, many features that are not disclosed or suggested by *Wright*. Independent claim 1, for example, recites “*creating a response to the request by the processor, the response having a STATUS header set to REDIRECT and a LOCATION header set to a Progress Page Uniform Resource Locator corresponding to the Embedded Refresh Component.*” Support for such

features may be found at least in the as-filed application at paragraph [0007]. Independent claims 15 and 16 recite similar features.

Wright does not anticipate all these features. *Wright* discusses a status page that is displayed by a host computer. See U.S. Patent Application Publication 2002/0180795 to Wright at paragraph [0005]. A status generator calls a RAID manager for the status of storage drives. See *id.* at [0019]. The status information is added to a web page template and returned to the host computer. See *id.* A refresh tag is added to the web page that causes the host to periodically access the status page for more current status information. See *id.* at [0028]. Still, though, *Wright* fails to teach or suggest “creating a response to the request by the processor, the response having a STATUS header set to REDIRECT and a LOCATION header set to a Progress Page Uniform Resource Locator corresponding to the Embedded Refresh Component,” as the independent claims similarly recite. *Wright*, then, cannot anticipate the independent claims.

The dependent claims recite even more distinguishing features. Dependent claim 2, for example, recites “representing the Embedded Refresh Component as a REFRESH header contained within the progress page having a uniform resource locator attribute set to a task monitor uniform resource locator and a content attribute set to a time period.” Dependent claim 3 recites “receiving each request at an end of the time period contained within the REFRESH header.” Dependent claim 4 recites “receiving each request at the task monitor uniform resource locator contained within the REFRESH header.” Dependent claim 5 recites “erasing the progress page and creating a new progress page by compiling current progress messages from each task.” Support for all these features may be found at least in the as-filed application at paragraph [0007]. *Wright* is silent to all these features.

Claims 1-5 and 15-16, then, are not anticipated by *Wright*. Independent claims 1 and 15-16 recite many features that are not disclosed or suggested by *Wright*. The dependent claims incorporate these same features and recite additional features. Claims 1-5 and 15-16, then, cannot be anticipated, so the Office is respectfully requested to remove the § 102 (b) rejection of these claims.

Rejection of Claims Under § 103 (a)

The Office rejected claims 6-14 under 35 U.S.C. § 103 (a) as being obvious over *Wright* in view of U.S. Patent 6,049,812 to Bertram, *et al.*

Claims 6-14, though, are not obvious over *Wright* with *Bertram*. Independent claim 6 recites many features that are not taught or suggested by *Wright* with *Bertram*, and dependent claim 7-14 incorporate these same distinguishing features and recite additional features. Independent claim 6, for example, recites “*creating a response to the request by the processor, the response comprising the progress page, a STATUS header set to REDIRECT, a LOCATION header set to the Uniform Resource Locator, and a REFRESH header having the uniform resource locator set as an attribute and the refresh interval set as another attribute.*” Support for such features may be found at least in the as-filed application at paragraph [0007]. As the above paragraphs explained, *Wright* fails to teach or suggest at least these features, and *Bertram* does not cure *Wright*’s deficiencies. *Bertram* discusses a browser that may maintain multiple active URLs and that may provide an activity status of each URL. Still, though, the combined teaching of *Wright* with *Bertram* fails to teach or suggest all the features of independent claim 6.

Claims 6-14, then, are not obvious over *Wright* with *Bertram*. Independent claim 6 recites many features that are not taught or suggested by *Wright* with *Bertram*, and dependent claim 7-14 incorporate these same distinguishing features and recite additional features. One of ordinary skill in the art, then, would not think that claims 6-14 are obvious over *Wright* with *Bertram*. The Office is respectfully requested to remove the § 103 (a) rejection of these claims.

If any issues remain outstanding, the Office is requested to contact the undersigned at (919) 469-2629 or scott@scottzimmerman.com.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Scott P. Zimmerman". The signature is stylized with large, sweeping loops and a prominent "S" at the beginning.

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